



Attorney's Docket No.  
SMX 3145.1 (2002-037R1)

**DECLARATION AND POWER OF ATTORNEY**

**REGULAR OR DESIGN APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

MICROFILTRATION DEVICE AND METHOD FOR WASHING AND CONCENTRATING SOLID PARTICLES

the specification of which:

(check one)

- is attached hereto  
 was filed on 1/30/2004 as Application Serial No.  
10/769,546, and was amended on \_\_\_\_\_  
 was described and claimed in PCT International Application  
No. \_\_\_\_\_, filed on \_\_\_\_\_ and as amended  
under PCT Article 19 on \_\_\_\_\_, if any.

**ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR**

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations '1.56.

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**PRIORITY CLAIM**

I hereby claim foreign priority benefits under Title 35, United States Code, '119 (a) - (d) or '365(b) of any foreign application for patent or inventor's certificate, or '365(a) of any PCT application which designates at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

**Priority Claimed**

60/443,992      US      31 January 2003  
(Number)      (Country)      (Day/Month/Year Filed)

(Number) (Country) (Day/Month/Year Filed)

(Number) (Country) (Day/Month/Year Filed)

## Priority Not Claimed

ANY FOREIGN APPLICATION(S), ON THE SAME SUBJECT MATTER WHICH HAS  
A FILING DATE EARLIER THAN THE EARLIEST APPLICATION FROM WHICH  
PRIORITY IS CLAIMED

(Number) (Country) (Day/Month/Year Filed)

**CLAIM FOR BENEFIT OF PROVISIONAL APPLICATION(S)**

I hereby claim the benefit under Title 35, United States Code, '119(e) of any United States provisional application(s) listed below.

(Application Number) (Filing Date)

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(Application Number) (Filing Date)

Attorney's Docket No.  
SMX 3145.1 (2002-037R1)

**CLAIM FOR BENEFIT OF EARLIER U.S. APPLICATION(S)  
UNDER 35 U.S.C. 120**

(complete this part only if this is a divisional,  
continuation or CIP application)

I hereby claim the benefit under Title 35, United States Code, '120 of any United States application(s), or '365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code '112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, '1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

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(Serial No.) (Filing Date) (Status)

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(Serial No.) (Filing Date) (Status)

**POWER OF ATTORNEY**

I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Donald G. Leavitt (17,626), John K. Roedel, Jr. (25,914), Michael E. Godar (28,416), Edward J. Hejlek (31,525), William E. Lahey (26,757), Richard G. Heywood (18,224), Frank R. Agovino (27,416), Kurt F. James (33,716, Paul I. J. Fleischut (35,513), Vincent M. Keil (36,838), Robert M. Evans, Jr. (36,794), Robert M. Bain (36,736), Kathleen M. Petrillo (35,076), Richard L. Bridge (40,529), Christopher M. Goff (41,785), Derick E. Allen (43,468), Michael G. Munsell (43,820), Anthony R. Kinney (44,834), Brian P. Klein (44,837), Donald W. Tuegel (45,424), Steven M. Ritchey (46,321), Kathryn J. Doty (40,593), James J. Barta, Jr. (47,409), James E. Davis (47,516), Richard A. Schuth (47,929), Jennifer E. Hoekel (48,330), Timothy B. McBride (47,781), Andrew N. Claerbout (50,202), James D. Harper (51,781), Patricia K. Fitzsimmons (52,894) and Kofi Adzamli (P-52,545), Andrew C. Wegman (P-54,530), Bradley S. Schammel (P-54,667), Brian G. Panka (53,430), Laura J. Hilmert (P-55,871), Jeannie M. Boettler (P-55,822) and Aleksandra Suri (P-55,958), all of the law firm of SENNIGER, POWERS, LEAVITT & ROEDEL, One Metropolitan Square, 16th Floor, St. Louis, Missouri 63102 and Ronald A. Krasnow (33,321) and Paul A. Stone (38,628) and James H. Ackley (45,695) and Timothy A. Porter (41,258) of SYMYX TECHNOLOGIES, INC. of 3100 Central Expressway, Santa Clara, California 95051.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Full name of sole or first inventor Jason Wells

Inventor's signature 

Date 4/28/2004

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Full name of second inventor \_\_\_\_\_

Second Inventor's signature \_\_\_\_\_

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Full name of third inventor \_\_\_\_\_

Third Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_

Residence \_\_\_\_\_

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SMX 3145.1 (2002-037R1)  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Jason Wells  
Serial No. 10/769,546  
Filed January 30, 2004  
Confirmation No. 5848  
For MICROFILTRATION DEVICE AND METHOD FOR WASHING AND  
CONCENTRATING SOLID PARTICLES

July 20, 2004

**SEPARATE PAPER IDENTIFYING  
ATTORNEYS/AGENTS TO BE DESIGNATED OF RECORD**

COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VIRGINIA 22313-1450

SIR:

In accordance with new rule 37 CFR 1.32(c)(3), applicant designates the following ten (10) attorneys/agents to be of record in the above-referenced application.

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Respectfully submitted,

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